Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 915-06987-0521-144	Date: June 12, 2015	Time: 2108	
Location: [redacted] Longden Avenue, [redacted]	City or Station: Temple City CA		
Bureau/Station/Facility: East Patrol Division / Temple Station	Admin. Investigation: (●) YES ( ) NO		
Type of Force: Control Holds / Broken Arm			
Incident Category: ( ) 1 ( ) 2 (●) 3	Deputy Injury: ( ) YES (●) NO	Suspect Injury (●) YES ( ) NO	
☒ Call	☐ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: (●) YES ( ) NO	Person Notified: Lt. Maldonado	Emp: [redacted]	IAB Roll Out (●) YES ( ) NO

Involved Employee

E1

Employee #: [redacted]	Last Name: Johnsen	First Name: Jeffrey	Middle I.: A.	Rank: Deputy	
Sex: (●) M ( ) F	Race: W	Height: 510	Weight: 175	Age: [redacted]	Shift: ( ) EM ( ) Day (●) PM — (●) Regular Shift ( ) OT Shift ( ) Off Duty
Unit of Assignment: EPD / Temple Station	Work Assignment (Unit #, Module, etc.): 53F				
Individual Force Used: Control Holds	( ) Directed ( ) Rescue ( ) Medical Assist	Individual Category ( ) 1 ( ) 2 (●) 3			
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #:			

E2

Employee #: [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle I.: [redacted]	Rank: Deputy	
Sex: (●) M ( ) F	Race: M	Height: 510	Weight: 215	Age: [redacted]	Shift: ( ) EM ( ) Day (●) PM — (●) Regular Shift ( ) OT Shift ( ) Off Duty
Unit of Assignment: EPD / Temple Station	Work Assignment (Unit #, Module, etc.): [redacted]				
Individual Force Used: Control Holds	( ) Directed ( ) Rescue ( ) Medical Assist	Individual Category ( ) 1 ( ) 2 (●) 3			
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #:			

E__

Employee #:	Last Name:	First Name:	Middle I.:	Rank:	
Sex: ( ) M ( ) F	Race:	Height:	Weight:	Age:	Shift: ( ) EM ( ) Day ( ) PM — ( ) Regular Shift ( ) OT Shift ( ) Off Duty
Unit of Assignment:	Work Assignment (Unit #, Module, etc.):				
Individual Force Used:	( ) Directed ( ) Rescue ( ) Medical Assist	Individual Category ( ) 1 ( ) 2 ( ) 3			
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #:			

On Duty Supervisor

☐ Additional Involved Employees

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Davis	David	M.	SGT	YES (●) NO ( )	YES ( ) NO (●)

Supervisor Completing Investigation

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Peacock	Dan		SGT	YES ( ) NO (●)	YES ( ) NO (●)

Watch Commander / Supervising Lieutenant

Emp. #	Last Name	First Name	Middle I.	Rank
[redacted]	Maldonado	Albert	M.	LT.

[signature] 5/11/16

Watch Commander / Supervising Lieutenant's **Signature:** Date Copy Provided to Employee by: Emp #:

Unit Commander **(Print Name)** Unit Commander's **Signature**: Emp #: Date

DISCOVERY Use Only
FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander



Supervisor's Report on Use of Force
SUSPECT INFORMATION

9 1 5 - 0 6 9 8 7 - 0 5 2 1 - 1 4 4

Suspect Information

S 1

Last Name	First Name	Middle Name	Armed? Select
Perez	Eduardo		Not Armed

AKA Last Name	First Name	Middle Name

Sex	Race	Age	Height	Weight	D.O.B.	Phone #1: (●) H ( ) W ( ) C	Phone #2: ( ) H ( ) W ( ) C
(●) Male ( ) Female	H	60	509	170	080455	[redacted]	

Street Address	City	State & Zip Code
[redacted]	[redacted]	[redacted]

Booking #: NIC Primary Charge Code: 242 PC Secondary Charge Code: ☐ Criminal History

Treated on Scene? (●) YES ( ) NO Name: Davy Unit: Squad 47 Phone #:

Hospital Admission? ☒ Rec'd Treatment At: Arcadia Methodist Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Dr. Murray Address: 300 W. Huntington Drive, Arcadia Phone #: 626-898-8000

Under Influence: (●) YES ( ) NO Substance: Alcohol 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 061215 Time: 2305 ☐ Audiotape: ☒ Videotape: ☒ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name	First Name	Middle Name	Armed? Select

AKA Last Name	First Name	Middle Name

Sex	Race	Age	Height	D.O.B.	Weight	Phone #1: ( ) H ( ) W ( ) C	Phone #2: ( ) H ( ) W ( ) C
( ) Male ( ) Female							

Street Address	City	State & Zip Code

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ( ) YES ( ) NO Substance: 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name	First Name	Middle Name	Armed? Select

AKA Last Name	First Name	Middle Name

Sex	Race	Age	Height	D.O.B.	Weight	Phone #1: ( ) H ( ) W ( ) C	Phone #2: ( ) H ( ) W ( ) C
( ) Male ( ) Female							

Street Address	City	State & Zip Code

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ( ) YES ( ) NO Substance: 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

SH-R-438P (Rev. 01/13) ☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

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Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Tang	Hao	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
EPD/TEM	52	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Johnson	James	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
EPD/TEM	51	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Shue	Henry	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
EPD/TEM	51	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☑ **Additional Witness**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION - Continuation

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Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Blomquist	Christopher	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
EPD/TEM	52T1	○ EM ○ Day ● PM	● Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		○ EM ○ Day ○ PM	○ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		○ EM ○ Day ○ PM	○ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Supervisor's Report on Use of Force

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Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
PEREZ	S1	JOHNSEN	E1	RS		
PEREZ	S1	[redacted]	E2	RS		
JOHNSEN	E1	PEREZ	S1	CT	FR	AR
[redacted]	E2	PEREZ	S1	CT	FR	AR

INVESTIGATIVE SUMMARY

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT: **Use of Force, Skeletal Fracture**

IAB FILE NUMBERS: **FO 2389219**

URN#: **915-06987-0521-144**

DATE/TIME: **June 12, 2015, 2100 hours**

LOCATION: **[redacted] Longden Avenue [redacted], Temple City**

SYNOPSIS

On October 28, 2015, an Internal Affairs Bureau (IAB) team comprised of Lieutenant Albert Maldonado and Sergeant Dan Peacock responded to Temple Station regarding a use of force resulting in a skeletal fracture. The case was originally written as a Supervisors Inquiry regarding an alleged use of force by Temple Station Sergeant David Davis. Temple Station Captain Coronne Jacob read the allegation of force investigation and determined it met the requirements of an IAB response. Sergeant Dan Peacock was assigned with the responsibility of the administrative review of the incident.

On June 12, 2015, Temple Station deputies responded to [redacted] Longden Avenue, [redacted] regarding a battery just occurred call. They contacted the informant (Witness [redacted] in the "Walgreens" parking lot, [redacted] Witness [redacted] advised deputies she arrived home at approximately 2100 hours. When she walked in the door of the residence, she saw her [redacted] Eduardo Perez, sitting in the living room of the residence holding a bottle or whiskey.

> **IAB Note:** **According to Witness [redacted] Eduardo Perez was a chronic alcoholic who was suffering from [redacted] and [redacted].**

Seeing her [redacted] holding the bottle of whiskey and assuming he was drinking and making his medical condition worse, Witness [redacted] took the bottle of whiskey from Eduardo Perez and poured the contents of the bottle onto the floor of the bathroom. As [redacted] exited the bathroom, Eduardo Perez grabbed her right elbow area of her arm with his right hand and pulled her arm in a downward motion. [redacted] lost her balance and fell to the floor on her right side. Eduardo Perez also fell forward and onto the floor, next to [redacted]

[redacted] placed both of her hands onto the floor and attempted to push herself up to her feet. Eduardo Perez grabbed [redacted] left elbow with his left hand, and held it so she could not get up. Eduardo Perez used his right fist and punched [redacted] approximately five times in her stomach. [redacted] was able to break away from Eduardo Perez's grasp and stood to her feet. She shouted to him she was going to call the police. [redacted] then exited the residence and walked to the street and awaited the deputies' arrival.

Deputies walked to apartment [redacted] which was on the second floor. They knocked on the door and announced their presence. Eduardo Perez answered the door and the deputies detained him, pending a battery investigation. Deputies interviewed Eduardo Perez and asked him what happened. He stated he was only holding a bottle of whiskey and not drinking from it. [redacted] arrived home and saw him holding the bottle and assumed he was drinking from it. [redacted] grabbed the bottle from his hands with her right hand and pushed him back with her left hand. Eduardo stepped back and released his grasp on the bottle. [redacted] poured out the contents of the bottle while in the bathroom, then walked out. Eduardo grabbed her right elbow in an attempt to stop her and speak with her. [redacted] pulled her elbow away from Eduardo's hold and he fell forward, losing his balance, and landing on the floor on his right arm. [redacted] then left the residence and called Temple Sheriff's Station.

After their investigation with Eduardo Perez, deputies handcuffed him behind his back and escorted him out of the residence. Deputy Johnsen held onto his right arm and Deputy [redacted] held his left arm. Deputies were concerned regarding his ability to walk due to him being under the influence of alcohol. As they assisted him in walking, Eduardo Perez dropped his body weight as if he could not walk any further. Deputies Johnsen and [redacted] made their bodies rigid and help Eduardo up with their arms so he did not hit the floor. Both deputies heard a loud "pop" noise and did not realize where it came from. Eduardo Perez did not complain of any pain.

Deputies continued their escort of Eduardo Perez and he dropped his body weight a second time before arriving to the stair well. Deputies again assisted him to his feet and began descending the stairs. They reached the landing where the stairs turned and allowed Eduardo Perez to sit and rest for a short time. Deputies Johnsen and [redacted] finished their escort of Eduardo Perez and placed him in the backseat of the nearest radio car, parked on Longden Avenue. Due to his intoxication level and the "pop" sound they heard come from Eduardo Perez' body, they requested the Los Angeles County Fire Department respond to their location to medically evaluate him. Engine Company #47 responded to the scene and evaluated Eduardo Perez. Paramedics discovered Eduardo Perez had a fractured right Humerus bone. Eduardo Perez was transported to Arcadia Methodist Hospital by American Medical Response (AMR) Ambulance #531. He was treated by Dr. Murray and given Patient Number 247572.

Witness Deputy Dee wrote a complaint report and documented the incident. All other department personnel who were present documented their actions and observations on supplemental reports. See complaint reports and supplemental reports submitted with this case book and referred to as **[Exhibit A].**

Temple Station Witness Sergeant David Davis began a supervisor's inquiry into the allegation of force and documented his findings in an allegation of force memo. See allegation of force memo submitted with this case book and referred to as **[Exhibit B].**

INVOLVED EMPLOYEES AND WORK HISTORY

Jeffrey Johnsen, Deputy Sheriff, #[redacted]
East Patrol Division
Temple Station

Work History

Date of Employment:	December 6, 2006
Date Assigned to Patrol/Temple Station:	[redacted]
Date Completed Patrol Training:	[redacted]
Prior Shooting incident(s):	One
Prior Founded Force Incidents:	[redacted]

[redacted] Deputy Sheriff, #[redacted]
East Patrol Division
Temple Station

Work History

Date of Employment:	August 30, 2007
Date Assigned to Patrol/Temple Station:	[redacted]
Date Completed Patrol Training:	[redacted]
Prior Shooting incident(s):	[redacted]
Prior Founded Force Incidents:	[redacted]



SUSPECT INFORMATION

Eduardo Domingo Perez
Male, Hispanic, DOB: August 4, 1955, 5'10", 175 pounds
[redacted]
CII #[redacted] MAIN #[redacted] FBI #[redacted]
Deceased July 5, 2015

SUSPECT'S INJURIES

Suspect Perez sustained a fracture to his right Humerus bone. See photographs submitted as **[EXHIBIT C]**.

DEPUTY PERSONNEL INJURIES

None

PHYSICAL EVIDENCE

None

INVESTIGATOR'S OBSERVATIONS

None

WEAPON USED BY DEPUTY JOHNSEN

None

WEAPON USED BY DEPUTY [redacted]

None

WEAPONS USED BY SUSPECT PEREZ

None

CRIMINAL INVESTIGATOR AND CHARGES FILED

The criminal investigation into the assault upon [redacted] was handled by Temple Station Detective Violette Osterman. Suspect Eduardo Perez was not charged with a crime, citing lack of sufficient evidence, on June 15, 2015. See Los Angeles County District Attorney Charge Evaluation Worksheet as **[Exhibit D.]**

LIGHTING AND WEATHER CONDITIONS

Unknown

WITNESS STATEMENTS

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions. IAB investigators reviewed any reports authored by the involved deputies and determined they were consistent with their IAB Administrative Force Review interviews.

INVOLVED EMPLOYEE DEPUTY JAMES JOHNSEN

On February 22, 2016, Deputy Johnsen was interviewed by IAB Sergeants Dan Peacock and Luan Dang. The interview was conducted at the Internal Affairs Bureau office. Representing Deputy Johnsen during the interview was Attorney Amanda Waters from the law firm of Green and Shinee. Following is a summary of the interview:

Deputy Johnsen said he was assigned to work unit 53F at Temple Station. Unit 53F covers the city of Rosemead and his hours were [redacted] Deputy Johnsen recalled the incident and indicated he added himself to the call as an assigned assist. He drove into the Walgreens parking lot and contacted the victim, [redacted]

[redacted] told Deputy Johnsen the details regarding the incident she had with her [redacted], Suspect Eduardo Perez. She explained he hit her in the stomach approximate three times and he was intoxicated. She did not mention anything about her [redacted] health. Several other deputies arrived and the decision was made to contact Suspect Eduardo Perez in his residence. The deputies formulated a tactical plan and walked up the south stairs to the apartment where Suspect Perez was. After Suspect Perez opened the door to the residence, Deputy Johnsen contacted him. He immediately smelled the strong odor of an alcoholic beverage emitting from his person.

Deputies entered the residence and interviewed Suspect Perez. He was detained and placed in handcuffs without incident. He advised deputies he needed a cane to assist him in walking. Deputy Johnsen advised him they could not let him use his cane and were going to assist him while descending the stairs. He assisted Suspect Perez by placing his left forearm under the armpit of Suspect Perez's right arm. Deputy [redacted] also held him in a manner to help him walk. They exited the residence and began to walk the second story walkway, toward the south stairs.

Shortly after exiting the residence, Suspect Perez stumbled and the deputies made their arms rigid and held him upright. They stopped for a brief moment to make sure he was able to continue. They continued to walk toward the stairwell.

They arrived at the top of the stairs and Suspect Perez suddenly dropped his body weight to the floor. Deputy Johnsen immediately made his arm rigid to support Suspect Perez's body weight. When this occurred, Deputy Johnsen heard a "popping" noise come from Suspect Perez's shoulder area. Both deputies guided Suspect Perez to a seated position on the floor so he could sit and rest. They asked Suspect Perez if he was injured or in pain. Suspect Perez said he was not and the deputies assisted him to his feet to continue descending the stairs.

They walked down approximately ten stairs to the landing and stopped a third time to let Suspect Perez rest. After approximately ten seconds, they descended the remaining stairs and walked to the street. The deputies sat him in the rear seat of a nearby radio car.

Once Suspect Perez was detained in the radio car, Deputy Johnsen walked toward the "Walgreens" and used his radio car to call for the field sergeant, Sergeant Davis. Los Angeles County Fire Department arrived and treated Suspect Perez. Suspect Perez was transported to Arcadia Methodist Hospital by American Medical Response (AMR) ambulance #531.

Deputy Johnsen told IAB Investigators he did not believe Suspect Perez was uncooperative or resistive to his efforts in any way during his contact with him and believed the reason he stopped walking and dropped his body weight, was due to a medical condition and his alcohol intoxication.

INVOLVED EMPLOYEE DEPUTY [redacted]

On February 2, 2016, Deputy [redacted] was interviewed by IAB Sergeants Dan Peacock and Jess Carrasco. The interview was conducted at the IAB office. Representing Deputy [redacted] during the interview was Attorney Amanda Waters from the law firm of Green and Shinee. Following is a summary of the interview:

Deputy [redacted] said he was assigned to work unit [redacted] at Temple Station. Unit [redacted] covers the city of Rosemead and his hours were [redacted] Deputy [redacted] recalled the incident and indicated he did not recall if he was assigned the assist on the call or if he added himself to it. He drove to the call in tandem behind Deputy Johnsen, Unit 53F. He followed Deputy Johnsen into the "Walgreens" parking lot and contacted the victim, [redacted]

[redacted] told Deputy Johnsen the details regarding the incident she had with her [redacted] Suspect Eduardo Perez. She explained he hit her in the stomach approximately three times and he was intoxicated. She told Deputy [redacted] when Suspect Perez gets intoxicated, he attacks her. She mentioned her [redacted] was in a poor state of health because of his alcohol consumption. Several other deputies arrived and the decision was made to contact Suspect Eduardo Perez in his residence. The deputies formulated a tactical plan and walked up the south stairs to the apartment where Suspect Perez was. Deputy [redacted] was assigned to be

the "radio deputy" if anything went wrong when they knocked on the door of the residence. After Suspect Perez opened the door to the residence, Deputy [redacted] stayed in the room with Deputy Johnsen and Suspect Perez while other deputies cleared the location. He immediately smelled the strong odor of an alcoholic beverage emitting from his person and indicated his health look poor and he appeared frail. Deputy [redacted] did not see any injuries on Suspect Perez.

After interviewing Suspect Perez, he was detained and placed in handcuffs without incident. Suspect Perez advised deputies he needed a cane to assist him in walking. Deputy Johnsen advised him they were going to assist him while descending the stairs. Deputy [redacted] assisted Suspect Perez by placing his right forearm under Suspect Perez's left armpit. Deputy [redacted] held him in a manner to help Suspect walk erect and hold up his body weight to walk without his cane. They exited the residence and began to walk the second story walkway, toward the south stairs. Deputy [redacted] stated it was an extremely slow walk to the stairs.

Shortly after exiting the residence, Suspect Perez dropped his body weight like he could not walk anymore. Deputy [redacted] stated he held Suspect Perez up so he did not land on his buttocks and possibly injure himself. Deputy [redacted] asked Suspect Perez if he was okay and if he could continue to walk. Suspect Perez insured the deputies he could continue. Both deputies assisted Suspect Perez to his feet and they walked toward the stairs.

Suspect Perez dropped his body weight a second time prior to reaching the stairs. The deputies made their arms rigid and held him upright. Deputy [redacted] heard a "pop" sound from Perez' body but did not know where it came from specifically. They lowered Suspect Perez to a seated position to let him rest. They stopped for a brief moment to make sure he was able to continue. Suspect Perez assured them he was okay and was not in any pain. Deputies lifted him again and they continued to walk toward the stairwell. Deputy [redacted] said Suspect Perez never said he was injured, in pain, or in need of medical attention.

The trio reached to top of the stairs and began to descend them. They walked down approximately twelve stairs and reached the landing. Suspect Perez told Deputies [redacted] and Johnsen he needed to rest and he sat on the landing for approximately 30 seconds. Deputy [redacted] asked Suspect Perez if he was ready to continue and the again assisted him to his feet. They walked down the remainder of the stairs, onto the walkway toward the front of the apartment complex. Once in front, deputies sat him in the rear seat of a radio car without further incident.

Deputy [redacted] heard the request for the Los Angeles County Fire Department to come to their location to examine Suspect Perez because of the noise they heard come from his body, his alcohol intoxication, and his frail appearance. Deputy [redacted] was still at the location when paramedics arrived and examined Suspect Perez. He was close enough to hear their conversation with him.

He heard the paramedics tell another deputy they believed Perez sustained a fractured arm and had him exit the radio car. Paramedics placed Suspect Perez onto a gurney and prepared him to be transported to the hospital via ambulance.

Deputy [redacted] told IAB Investigators he did not believe Suspect Perez was uncooperative or resistive to their efforts in any way during his contact with him and believed the reason he stopped walking and dropped his body weight, was due to a medical condition and his alcohol intoxication.

IAB Investigators showed Deputy [redacted] an overhead view of the apartment complex and the "Walgreens" parking lot. Deputy [redacted] indicated there is no way anyone would be able to see the stairwell if they were to stand in the parking lot, due to the fact there was a large wall between the two properties. He also indicated the stairwell is on the west side of the building and was blocked by the east side of the building (see attached overhead map).

SUSPECT EDUARDO PEREZ

On June 12, 2015, Eduardo Perez was interviewed by Temple Station Sergeant David Davis. The interview was conducted at Arcadia Methodist Hospital and the interview was videotaped **[see videotaped interview of Suspect Perez submitted with this casebook as Exhibit E]**. Following is a summary of the interview:

Suspect Perez said deputies entered his apartment and searched and handcuffed him. Deputies advised him he was being detained and had to exit the apartment and walk downstairs. Perez told the deputies he needed his cane to walk and the deputies told him they would assist him while walking. Suspect Perez said the deputies "pushed him around and shoved me down the stairs." He indicated the deputies "picked me up and took me the rest of the way down the stairs." The deputies sat Perez in the back seat of a radio car.

Sergeant Davis asked Perez to clarify what he meant by "pushed you around." Suspect Perez said they kept pushing him forward and stated they would help him walk. Suspect Perez said he did not stop and rest at any time during their walk down the stairs to the front of the complex.

Suspect Perez told Sergeant Davis he did not have any pain in his arm and did not know he was injured in any way. He also said he was not drinking alcohol before the incident with his [redacted]

On June 13, 2015, at 1834 hours, Eduardo Perez was interviewed by Temple Station Sergeant Xe Ho. The interview was conducted at Suspect Perez' residence after he was discharged from the hospital. The interview was videotaped **[see videotaped interview of Suspect Perez submitted with this casebook as Exhibit E]**. Following is a summary of the interview:

Suspect Perez told Sergeant Ho the deputies handcuffed him and escorted him out of the residence. He lost his balance in the middle of the stairway. He told the deputies to let go of his arms and asked to hold onto the stair rails. Deputies told Perez they would carry him the rest of the way down the stairs. Suspect Perez insisted he would have walked with one arm or with the use of his cane. Perez told Sergeant Ho he did not have any medical problems, but indicated he had previously broken his hip.

On January 15, 2015, Sergeants Dan Peacock and James Jordan responded to [redacted] Longden Avenue, Temple City to interview Suspect Perez. Internal Affairs Bureau Investigators contacted the apartment manager, [redacted], who advised them Perez did not live at the location and had passed away. [redacted] provided them with a copy of Perez death certificate and provided a telephone number for [redacted] See attached copy of death certificate in this case book as **Exhibit F**.

WITNESS [redacted]

On June 12, 2015, [redacted] was interviewed by Temple Station Sergeant David Davis. The interview was conducted via telephone and was audio recorded. [See audiotaped interview of Witness [redacted] submitted with this casebook as **Exhibit G**]. Following is a summary of the interview:

Sergeant Davis asked [redacted] if she though Suspect Perez received any injuries during their altercation inside of the residence. [redacted] said she could not be sure, but indicated he usually injures himself when he drinks alcohol. She also stated he falls and injures himself after drinking and leaves blood and food spilled on the floors. She told him she did not know what injury he was talking about since he injures himself constantly.

[redacted] stated she did not assault Suspect Perez at any time during their altercation and insisted he pulled her to the ground and also fell himself. She said after he pulled her down, he fell to the floor and landed on his arms and hands.

[redacted] told Sergeant Davis, Suspect Perez has broken his hip and his leg on past occasions due to his drinking habit and has [redacted]. [redacted] indicated he drank approximately half a bottle of whiskey before the incident. She said she was emotionally done with his drinking and bothering her. She told Sergeant Davis she would like her [redacted] (Eduardo Perez) to leave the residence, stop threatening people, and get sober.

[redacted] said she was standing in the parking lot of the "Walgreens Pharmacy" when Suspect Perez was escorted down to the street by department personnel. She indicate she "kind of" saw them walking but did not see the whole thing because "they" were shielding her from the view.

On January 20, 2016, [redacted] was interviewed by Internal Affairs Bureau Sergeants Dan Peacock and James Jordan. The interview was conducted at her residence, located at [redacted] in [redacted] Following is a summary of the interview:

[redacted] stated when she entered her residence on the day of the incident, her [redacted] was sleeping and she woke him. She realized he was under the influence of alcohol and knew he was drinking while she was away. [redacted] indicated to IAB Investigators her father had [redacted] due to his alcohol consumption.

[redacted] said she and Eduardo had a heated verbal argument about his alcohol consumption and Eduardo pushed her on her arm. [redacted] fell back to the ground and was holding his arm, causing Eduardo to fall on top of her, landing on his leg. [redacted] said her [redacted] never hit her while they were on the ground. She immediately got up and told him she was calling the police, and went outside. [redacted] said she received a slight rug burn and her [redacted] "definitely" did not sustain any injuries.

[redacted] met the deputies outside of the residence near the north side walk of Longden Avenue. The deputies walked her over to the parking lot of the "Walgreeens" and interviewed her. She told the deputies her [redacted] was intoxicated and she wanted him out of the apartment. She also told the deputies her [redacted] struck her. Several deputies went to her apartment on the second floor. [redacted] said she wrote a statement for the deputies indicating she was a victim of a battery and she wanted her [redacted] arrested **(see statement written by [redacted] located with the crime report, under Exhibit A)**.

[redacted] said where she was standing in the "Walgreens" parking lot, she could not see the south stairs of the apartment building. She noticed the Fire Department arrive. The first time she saw her [redacted] was when he was laying on a gurney and assumed he came down from the apartment on it. [redacted] said her [redacted] was never handcuffed when she saw him. He entered the ambulance and was taken to Arcadia Methodist Hospital and released the next day (Saturday). He received a sling for his fractured arm and was given a follow up appointment to see the Doctor on June 15, 2015.

[redacted] said her [redacted] was transported by ambulance back to the hospital on June 16, 2015. He was admitted into a long term care facility and eventually passed away on July 5, 2015.

WITNESS DEPUTY RICHARD DEE

On January 20, 2016, Deputy Richard Dee was interviewed by Internal Affairs Bureau Sergeants Dan Peacock and James Jordan. The interview was conducted at Temple Sheriff Station. Following is a summary of the interview:

On June 12, 2015, Deputy Dee and his partner, Deputy Tang, were working Temple Station on P.M. Shift. They responded to the call on Longden Avenue and contacted [redacted] in the "Walgreens" parking lot. [redacted] told them she was a victim of a Battery by her [redacted] Eduardo Perez. [redacted] told them he was inside of their residence and was under the influence of alcohol. The deputies implemented a tactical plan and approached the apartment.

Once at the front door of the apartment, Eduardo Perez opened the door and Deputy Dee smelled the strong odor of alcohol and noticed Eduardo Perez had trouble maintaining his balance. Deputy Dee also noticed Eduardo Perez was bleeding form his ankle and later learned it was an old injury. Deputy Dee saw Eduardo Perez being detained with his hands behind his back and left the apartment.

He exited the apartment before Eduardo Perez and the other deputies to contact [redacted] again. Deputy Dee did not witness Eduardo Perez being escorted down the stairs or being seated in the radio car. Deputy Dee eventually found out Eduardo Perez was injured and was being transported to Arcadia Methodist Hospital via ambulance.

Deputy Dee and Deputy Tang responded to the hospital and interviewed Eduardo Perez. He told Deputy Dee "you guys" caused his injury and he appeared in pain. Deputy Dee said he was present at the hospital when Eduardo Perez was interviewed by Sergeant Davis, but was not involved with the interview in any way. Deputy Dee went to Temple Station and prepared the original crime report.

Witness Deputy Hao Tang

On January 25, 2016, Deputy Hao Tang was interviewed by Internal Affairs Bureau Sergeants Dan Peacock and James Jordan. The interview was conducted at Men's Central Jail. Following is a summary of the interview:

On June 12, 2015, Deputy Tang and his partner, Deputy Dee, were working Unit 52 at Temple Station on P.M. Shift. They responded to the call on Longden Avenue and Deputy Dee contacted [redacted] in the "Walgreens" parking lot. Deputy Tang remained seated in the car. He said Deputy Dee went up to the apartment with several deputies and came down approximately ten minutes later.

Deputy Dee asked Deputy Tang to approach [redacted] while she was in the parking lot and have her write a statement. Deputy Tang approached [redacted] and wrote down her personal information. He gave her the blank paper and asked her to write a statement of what happened prior to their arrival.

Deputy Tang was then asked to take pictures of Eduardo Perez. He found Eduardo Perez seated in the rear passenger seat of a radio car being treated by paramedics. Deputy Tang did not hear the conversation between Eduardo Perez and the paramedics but indicated he did not complain of any pain. Deputy Tang saw Eduardo Perez being placed on a gurney and eventually learned he sustained a fractured arm.

Deputy Tang said he never saw any deputies use force on Eduardo Perez. He also said Perez was never resistive or uncooperative toward them. After the call, Deputies Tang and Dee drove back to Temple Station to prepare their reports and book the pictures and the written statement into evidence. Deputies Tang and Dee went to the hospital to assist Sergeant Davis interview Eduardo Perez regarding his allegations. He was holding the video camera and did not listen to the questions asked by Sergeant Davis.

WITNESS DEPUTY JAMES JOHNSON

On February 22, 2016, Deputy James Johnson was interviewed by Internal Affairs Bureau Sergeant Dan Peacock. The interview was conducted at Temple Sheriff Station. Following is a summary of the interview:

On June 12, 2015, Deputy Johnson and his partner, Deputy Shue, were working Temple Station on P.M. Shift. They responded to the call on Longden Avenue and contacted other deputies who were interviewing [redacted] in the "Walgreens" parking lot. [redacted] told deputies her [redacted] was inside of their residence and was under the influence of alcohol. The deputies implemented a tactical plan and approached the apartment. Deputy Johnson's duty in the tactical plan was the use of lethal force should it have been necessary.

Once at the front door of the apartment, Deputy Jeff Johnsen knocked on the door and announced their presence. Eduardo Perez eventually opened the door and Deputy Jeff Johnsen detained him. Witness Deputy James Johnson smelled the strong odor of alcohol coming from Eduardo Perez. Deputy Johnson said he remained with Deputy Jeff Johnsen and Eduardo Perez until he was handcuffed behind his back. He then conducted a protective sweep of the residence with Deputy Shue. Deputy James Johnson remembered Eduardo Perez required assistance with walking, but did not know if it was for medical reasons or his alcohol intoxication.

Deputies Johnsen and [redacted] left the apartment with Eduardo Perez. Moments later, while still inside of the apartment, Deputy Johnson looked down the second

floor walkway and saw Eduardo Perez seated on the floor. Deputy James Johnson knew deputies Johnsen and [redacted] allowed Eduardo Perez to rest before walking down the flight of stairs.

Deputy Johnson recalled Eduardo Perez sitting down another time in the middle of descending the flight of stairs. Once Eduardo Perez reached the bottom of the stairs, he was escorted to a radio car and placed in the rear seat.

Once Deputy Johnson exited the residence, he talked to Eduardo Perez while he was detained in the radio car. He noticed a cut to his foot and asked how he received that injury. Eduardo Perez told him it was an old injury.

Deputy Johnson said while he was having a conversation with Eduardo Perez, he never complained of any pain and never said he was injured in any way. Deputy Johnson stated he did not see Eduardo Perez being resistive or uncooperative toward the deputies.

Based on seeing his injury to his leg, Deputy Johnson requested paramedics come to his location to medically evaluate Eduardo Perez. He did not recall hearing Eduardo Perez sustained any injuries or a fractured arm from his contact with deputies. Deputy Johnson authored a supplemental report of his observations and actions.

WITNESS DEPUTY HENRY SHUE

On January 20, 2016, Deputy Henry Shue was interviewed by Internal Affairs Bureau Sergeants Dan Peacock and James Jordan. The interview was conducted at Temple Sheriff Station. Following is a summary of the interview:

On June 12, 2015, Deputy Shue and his partner, Deputy James Johnson, were working Temple Station Unit 51 on P.M. Shift. They responded to the call on Longden Avenue and saw other deputies interviewing [redacted] in the "Walgreens" parking lot. [redacted] told deputies her [redacted] was inside of their residence, was under the influence of alcohol, and wanted the deputies to arrest him for assaulting her. He recalled [redacted] telling them her [redacted] had [redacted] The deputies implemented a tactical plan and approached the apartment. Deputy Shue's duty in the tactical plan was the use of the Taser should it have been necessary.

Deputy Shue was standing next to the apartment door when it opened. He immediately smelled the strong odor an alcoholic beverage emitting from Eduardo Perez. They entered the residence. Deputy Shue and Deputy Johnson conducted a protective sweep of the residence while other deputies detained and handcuffed Eduardo Perez.

Deputy Shue recalled two deputies assisting Eduardo Perez while walking out of the residence by placing their arms under his armpits. Deputy Shue remained inside of the residence while Eduardo Perez was escorted outside and down to the stairs. When he left the apartment, he saw the deputies and Eduardo Perez began descending the stairs. Deputy Shue recovered a pair of shoes from inside and locked the front door. He said by the time he made it to the bottom of the stairs, Eduardo Perez was already detained in the rear seat of a radio car.

Deputy Shue then walked toward the "Walgreens" parking lot to assist Deputy Tang. He saw the Fire Department arrived but did not know why they were called to the location. He eventually learned Eduardo Perez sustained a fractured arm.

Deputy Shue did not see any deputies use force against Eduardo Perez. He and his partner left the location and drove to Temple Station where they both authored a report documenting their actions and observations.

WITNESS DEPUTY CHRISTOPEHR BLOMQUIST

On February 1, 2016, Deputy Christopher Blomquist was interviewed by Internal Affairs Bureau Sergeant Dan Peacock. The interview was conducted at Internal Affairs Bureau. Following is a summary of the interview:

On June 12, 2015, Deputy Blomquist was working Temple Station Unit 52T1 on P.M. Shift. He assigned himself as an assisting unit to a battery just occurred call on Longden Avenue. Upon arrival, several other units had already arrived and were talking to the victim, [redacted] in the parking lot of the "Walgreens."

He was advised by other deputies that a battery did occur and the suspect was in an upstairs apartment. The deputies implemented a tactical plan and approached the apartment. Deputy Blomquist's duty in the tactical plan was the use of the radio should it have been necessary. Deputies knocked on the apartment door and announced their presence. Deputy Blomquist immediately smelled the strong odor of an alcoholic beverage emitting from Eduardo Perez. He noticed Eduardo Perez' gait was unsteady and was slurring his words.

While deputies were talking to Eduardo Perez, Deputy Blomquist noticed he was verbally resistive by attempting to delay the deputies' efforts to go outside and continue their investigation. He was saying, "Why can't we just talk in here," and "Give me a minute to find my shoes."

Deputy Blomquist recalled one deputy assisting Eduardo Perez while he was walking. He stated he was approximately 15 feet behind when Eduardo Perez began to descend the stairs. There was a delay while walking down the stairs, but Deputy Blomquist was not in a position to see what was going on. When Eduardo Perez reached the bottom of the stairs and was walking toward the street, Deputy Blomquist saw he was still being escorted toward the radio car. In his opinion, it

did not appear as if any deputies were holding him up. He saw deputies place Eduardo Perez in the back seat of a radio car.

After Eduardo Perez was placed in the rear of the radio car, he walked back to his car which was approximately 75 feet away. He could not see the radio car Eduardo Perez was seated in. Deputy Blomquist was present when the paramedics arrived, but did not know why the request was made. He walked to the radio car where Eduardo Perez was. Deputy Johnson advised him Eduardo Perez may have possibly fractured his arm. He saw Eduardo Perez was placed in an ambulance and transported to a hospital.

Deputy Blomquist spoke to Sergeant Davis and advised him what he observed. He said Sergeant Davis told him he did not have to author a report, due to the fact he did not witness anything. Deputy Blomquist then drove to the station to end his shift. He went back to the location the next night with Sergeant Ho and video recorded the allegation of force interview with Eduardo Perez.

WITNESS SERGEANT DAVID DAVIS

On February 8, 2016, Sergeant David Davis was interviewed by Internal Affairs Bureau Sergeant Dan Peacock. The interview was conducted at Temple Sheriff Station. Following is a summary of the interview:

On June 12, 2015, Sergeant Davis was working Temple Station Field Sergeant, Unit 50S on Early Morning Shift. He said deputies requested him to respond to the Longden Avenue address. When he arrived, he parked in the "Walgreens" parking lot and contacted Deputy Jeff Johnsen. Deputy Johnsen explained Suspect Eduardo Perez possibly sustained a fractured arm during his contact with deputies. Deputy Johnsen explained he did not know how the injury occurred specifically. Deputy Johnsen told Sergeant Davis they heard a "pop" sound coming from Suspect Perez while they escorted him down the stairs of the location.

Sergeant Davis said the deputies told him they made contact with Suspect Perez. He was cooperative but had been drinking and they had placed his hands behind his back and handcuffed him without incident. The deputies were escorting him down the stairs. He told the deputies he needed his cane to help him walk. The deputies explained to Eduardo Perez they would help him walk down the stairs and one deputy was on each side and as they were descending the stairs. Suspect Perez dropped his weight on his own. The deputies attempted to prevent him from falling and hurting himself by making themselves rigid, in order to keep him from falling down. That happened once or twice as they were going from the apartment down to the radio car.

Eduardo Perez was transported via ambulance to Arcadia Methodist Hospital. Sergeant Davis went to the hospital to interview Eduardo Perez regarding the incident.

Eduardo Perez told Sergeant Davis the deputies responded and contacted him. He was cooperative with the deputies and they handcuffed him behind his back. While they were escorting him out of the residence, he told the deputies he needed his cane to assist him with walking. The deputies escorted him down the stairs and the deputies pushed him, but did not elaborate how they did that. Eduardo Perez told Sergeant Davis the deputies did not allow him to rest at all. Sergeant Davis did not have any inclination the deputies used force against Eduardo Perez.

Eduardo Perez told Sergeant Davis he thought the deputies broke his arm while they were escorting him down the stairs to the radio car. He never indicated he was possibly injured during the altercation with his [redacted]

Sergeant Davis call [redacted] and left a message to call him back. When she called, [redacted] stated her [redacted] had been drinking and he has [redacted] She took the bottle from him and an argument ensued. The verbal argument turned into a physical altercation where both parties fell and she was assaulted. [redacted] said her [redacted] may have landed on his arm to brace himself when he fell. She also indicated he was prone to breaking bones due to the [redacted] and had previously broken his hip and leg.

Sergeant Davis authored an Allegation of Force Memo to Captain Jacob (**See Use Of Force Allegation by Sergeant Davis included in this case book and referred to as Exhibit B**).

WITNESS PARAMEDIC BRIAN DAVY

On February 22, 2016, Paramedic Brian Davy was interviewed by Internal Affairs Bureau Sergeant Dan Peacock. The interview was conducted at Fire Station 47, located at 5946 Kauffman Ave, Temple City. Following is a summary of the interview:

Witness Davy recalled the incident and said he responded to the address on Longden Avenue. He recalled it was in the evening hours and was told by the deputies they were escorting Eduardo Perez down a flight of stairs while he was hand cuffed. He was told the deputies heard a "pop" sound from his shoulder area of his body and asked Witness Davy to evaluate him.

Witness Davy recalled Eduardo Perez was belligerent when he contacted him and he was under the influence of alcohol. Witness Davy did not recall seeing any obvious injuries to his arm, but did recall he did not complain of any pain.

Witness Davy recalled he did feel some crepitus in his arm that concerned him. Witness Davy told Eduardo Perez he needed to go to the hospital, but he was so intoxicated, he did not want to go. Witness Davy convinced Eduardo Perez to go to the hospital. He was transported via ambulance and taken to Arcadia Methodist.

ADDITIONAL INFORMATION

None